

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

LOUIS BOY WINTERS,

Petitioner,

v.

ORDER

Civil File No. 14-1154 (MJD/SER)

UNITED STATES OF AMERICA,

Respondent.

Louis Boy Winters, pro se.

Ana H. Voss and D. Gerald Wilhelm, Assistant United States Attorneys, Counsel for Respondent.

The above-entitled matter comes before the Court upon the Report and Recommendation of United States Magistrate Steven E. Rau dated May 12, 2014.

[Docket No. 2] Petitioner filed objections to the Report and Recommendation.

[Docket No. 3]

Pursuant to statute, the Court has conducted a de novo review upon the record. 28 U.S.C. § 636(b)(1); Local Rule 72.2(b). Based upon that review, the Court adopts the Report and Recommendation of United States Magistrate Judge Rau dated May 12, 2014.

Accordingly, based upon the files, records, and proceedings herein, **IT IS**

HEREBY ORDERED:

1. The Court **ADOPTS** the Report and Recommendation of United States Magistrate Judge Steven E. Rau dated May 12, 2014 [Docket No. 2].
2. Petitioner's application for habeas corpus relief under 28 U.S.C. § 2241 [Docket No. 1] is **DENIED**; and
3. This action is **DISMISSED** for lack of jurisdiction.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: July 7, 2014

s/ Michael J. Davis

Michael J. Davis
Chief Judge
United States District Court